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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
KENNETTA HANN,  
  
Defendant.

No. CR 05-00757 PJH

PARTIES' STIPULATION AND  
~~PROPOSED~~ ORDER CONTINUING  
STATUS CONFERENCE AND  
EXCLUDING TIME FROM DECEMBER  
7, 2005 THROUGH JANUARY 4, 2006  
UNDER THE SPEEDY TRIAL ACT

Honorable Phyllis J. Hamilton

The parties stipulate and agree, and the Court finds and holds, as follows:

1. The parties initially appeared on the instant matter on December 7, 2005 before the Honorable Phyllis J. Hamilton..

2. At the December 7, 2005 appearance, Josh Cohen, counsel for the defendant, indicated that he recently received discovery and would like time to review discovery with his client. Further, the parties indicated that they are conducting discussions in order to resolve the matter, requested that the matter be continued until January 4, 2006 at 1:30 p.m., and requested that the time period from December 7, 2005 through January 4, 2006 be excluded from the calculation of time under the Speedy Trial Act.

3. In light of the foregoing facts, the failure to grant the requested exclusion would

unreasonably deny counsel for the defense the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. See 18 U.S.C. § 3161(h)(8)(A), (B)(iv). The ends of justice would be served by the Court excluding the proposed time period. These ends outweigh the best interest of the public and the defendant in a speedy trial. See id. § 3161(h)(8)(A).

4. For the reasons stated, the time period from December 7, 2005 through January 4, 2006 shall be excluded from the calculation of time under the Speedy Trial Act.

SO STIPULATED.

DATED: 12/7/05

KEVIN V. RYAN  
United States Attorney


/s/  
MICHELLE MORGAN-KELLY  
Assistant United States Attorney

DATED: 12/8/05

/s/  
JOSH COHEN  
Assistant Federal Public Defender

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 12/12/05

  
HON. PHYLLIS J. HAMILTON  
United States District Court Judge

CERTIFICATE OF SERVICE

The undersigned hereby certifies that she is an employee of the office of the United States Attorney, Northern District of California and is a person of such age and discretion to be competent to serve papers. The undersigned certifies that she caused copies of

**PARTIES' STIPULATION AND [PROPOSED] ORDER CONTINUING STATUS  
CONFERENCE AND EXCLUDING TIME FROM DECEMBER 7, 2005 THROUGH  
JANUARY 4, 2005 UNDER THE SPEEDY TRIAL ACT**

in the case of UNITED STATES V. KENNETTA HANN, CR 05-00757 PJH to be served on the parties in this action, by placing a true copy thereof in a sealed envelope, addressed as follows which is the last known address:

**Josh Cohen, Esq.  
Federal Public Defender's Office  
450 Golden Gate Avenue  
San Francisco, CA 94102**

X (By Personal Service), I caused such envelope to be delivered by hand to the person or offices of each addressee(s) above.

\_\_\_\_ (By Facsimile), I caused each such document to be sent by Facsimile to the person or offices of each addressee(s) above.

\_\_\_\_ (By Mail), I caused each such envelope, with postage thereon fully prepaid, to be placed in the United States mail at San Francisco, California.

\_\_\_\_ (By Fed Ex), I caused each such envelope to be delivered by FED EX to the address listed above.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: December 7, 2005

\_\_\_\_\_  
/s/  
**RAWATY YIM**  
United States Attorney's Office